

Atty. Docket No.: 18433/2042

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rance, et al.  
Serial No.: 09/963,803  
Filed: September 26, 2001  
Entitled: "Chimeric Expression  
Promoters Originating From  
Commelina Yellow Mottle  
Virus and Cassava Vein Mosaic  
Virus"

Examiner: Sullivan

Group Art Unit: 1638


Conf. No.: 9170

**CERTIFICATE OF FACSIMILE TRANSMISSION****UNDER 37 C.F.R. § 1.64**

I hereby certify that this correspondence and any paper referred to as being enclosed are being facsimile transmitted on the date indicated below to the United States Patent and Trademark Office Fax No. (703) 746-9105

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Commissioner for Patents  
Washington, D.C. 20231

**SUPPLEMENTAL PRELIMINARY AMENDMENT**

Sir:

This paper is supplemental to our filing of December 20, 2001. Applicants believe that no fee is due with this filing; however, please charge any necessary fees required in connection with the papers transmitted herewith to Deposit Account No. 16-0085, Reference No. 18433/2042.

**In the Claims**

Please add new claims 23-42.

23. Isolated promoter nucleic acid sequence, wherein it comprises a fusion of at least a part of each of the sequences identified in the sequence listing under the numbers SEQ ID No. 01 and SEQ ID No. 02.

24. Isolated promoter nucleic acid sequencer according to claim 23, wherein it corresponds to any one of the sequences identified in the sequence listing under the numbers SEQ ID No. 03,